

Title 17, California Code of Regulations - Division 2

Chapter 3: Community Services SubChapter 7: Nonresidential Service Vendor Rate-Setting Provisions

Article 3: Vouchers

Section 57310 - Method of Reimbursement for Voucher Services

(a) Each regional center may offer vouchers to family members or adult consumers to allow the families and consumers to procure the following services:

- (1) Nursing Service - Family Member - Service Code 415; and/or
- (2) Day Care - Family Member - Service Code - 405; and/or
- (3) Respite Service - Family Member - Service Code 420; and/or
- (4) Transportation - Family Member - Service Code 425; and/or
- (5) Diapers and Nutritional Supplements - Family Member - Service Code 410.

(b) If a voucher is issued, the maximum reimbursement authorized by the regional center for the service provided shall be specified in the voucher and shall not exceed the maximum rate of reimbursement as specified below:

- (1) Nursing Service - Family Member - Service Code 415 - the Schedule of Maximum Allowances for the Home and Community Based Services, In-Home Medical Care Waiver Program, as developed by the Department of Health Services;
- (2) Day Care - Family Member - Service Code 405 - the usual and customary rate, as defined in Section 57210(a)(19), which the direct provider of the service charges or, if the direct provider of the service does not have an established usual

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Chapter 3: Community Services

**SubChapter 7: Nonresidential Service
Vendor Rate-Setting Provisions**

**Article 5: Rates of Reimbursement Based on the Schedule
of Maximum Allowance or the Vendor's Usual and
Customary Rate**

**Section 57332 - Maximum Rates of Reimbursement for
Non-Residential Services**

(a) The maximum rate of reimbursement for the following services shall be the vendor's usual and customary rate as defined in Section 57210(a)(19) or, if the vendor does not have an established usual and customary rate, a negotiated rate pursuant to Section 57300(e):

- (1) Adaptive Skills Trainer - Service Code 605
- (2) Adult Day Care - Service Code 855
- (3) Art Therapist - Service Code 691
- (4) Attorney - Service Code 610
- (5) Behavior Analyst – Service Code 612
- (6) Camping Services - Service Code 850 (Day Camp, Residential Camp, and Traveling Camp)
- (7) Child Day Care - Service Code 851
- (8) Counseling Services - Service Code 625 (Family Counselors and Social Workers)
- (9) Dance Therapist - Service Code 692
- (10) Developmental Specialist - Service Code 670

Title 17, California Code of Regulations - Division 2

Chapter 3: Community Services SubChapter 9: Rate-Setting Methodology for Community-Based Day Programs

Article 3: Non-Mobile Supplemental Rate

Section 57530 - Supplemental Rate for Community-Based Day Programs Serving Non-Mobile Consumers

(a) Vendors of activity centers, adult development centers, behavior management programs and social recreation programs, may supplement their direct care staffing ratios for non-mobile consumers as specified in section 56756 (b).

(b) For vendors specified in (a), effective July 1, 2000, the Department shall establish a supplemental rate of reimbursement: maximum rate of reimbursement shall not exceed \$.76 per consumer per hour, or one-tenth of the prevailing minimum wage, as mandated by State and Federal laws, plus fringe benefits at 20% of the prevailing minimum wage, whichever is greater. This rate shall be in addition to the vendor's permanent or temporary payment rate ~~and shall be based upon the prevailing minimum wage, as mandated by State and Federal laws at the time sections 57200 through 57948 become effective, plus fringe benefits at 20% of the prevailing minimum wage.~~

(1) ~~The rate shall be calculated by dividing the hourly wage and fringe benefits, as specified in (b), by 10 consumers in order to determine a per-consumer, per-hour rate. The per-consumer, per-hour rate shall be, as~~

specified in (b), is based on a 1:10 staff-to-consumer ratio for a maximum of six hours per day.

(2) The Department shall authorize regional centers to pay up to six hours per-day, per-consumer in the amount established in (b)(4).

(3) The amount in (4b) shall be increased by any COLA included in the Budget Act for that purpose.

(4) If there is an increase in the prevailing minimum wage, the Department shall only, if applicable, increase the existing hourly supplemental rate up to the amount of the new prevailing minimum wage.

Authority: Sections 4691 and 4691.5, Welfare and Institutions Code.

Reference: Sections 4691 and 4691.5, Welfare and Institutions Code; Budget Act of 2000-01, Item 4300-101-0001.

- (11) Diaper Service - Service Code 627
- (12) Dietary Services - Service Code 720 (Dietician and Nutritionist)
- (13) Driver Trainer - Service Code 630
- (14) Educational Psychologist - Service Code 672
- (15) Homemaker - Service Code 858
- (16) Homemaker Service - Service Code 860
- (17) Independent Living Specialist - Service Code 635
- (18) Interpreter - Service Code 642
- (19) Mobility Training Services Agency - Service Code 645
- (20) Mobility Training Services Specialist - Service Code 650
- (21) Music Therapist - Service Code 693
- (22) Psychiatric Technician - Service Code 790
- (23) Recreational Therapist - Service Code 694
- (24) Retail/Wholesale Stores - Service Code 660
- (25) Teacher - Service Code 674
- (26) Teacher of Special Education - Service Code 678
- (27) Teacher's Aide - Service Code 676
- (28) Translator - Service Code 643
- (29) Tutor - Service Code 680
- (b) The maximum rate of reimbursement for the following medical services shall be in accordance with the Schedule of Maximum Allowances (SMA):
 - (1) Acute Care Hospitals - Service Code 700 (Acute Care Hospitals and

Acute Psychiatric Hospital)

- (2) Adult Day Health Center - Service Code 702
- (3) Audiology - Service Code 706
- (4) Clinical Psychologist - Service Code 785
- (5) Day Treatment Centers - Service Code 710
- (6) Dentistry - Service Code 715
- (7) Durable Medical Equipment Dealer - Service Code 725
- (8) Genetic Counselor - Service Code 800
- (9) Hearing and Audiology Facilities - Service Code 730
- (10) Home Health Agency - Service Code 854
- (11) Home Health Aide - Service Code 856
- (12) Infant Development Specialist - Service Code 810
- (13) Laboratory and Radiology Services - Service Code 735
- (14) Nurse Anesthetist - Service Code 741
- (15) Occupational Therapy - Service Code 773
- (16) Orthoptic Services - Service Code 745 (Orthoptic Technician and Optometrist)
- (17) Orthotic and Prosthetic Services - Service Code 750 (Orthotist and Prosthetist)
- (18) Other Medical Equipment or Supplies - Service Code 755
(Dispensing Optician, Hearing Aid Dispenser, and Prosthetic and Orthoptic Appliance Factory)
- (19) Other Medical Services - Service Code 760

(20) Pharmaceutical Services - Service Code 765 (Pharmacist and Pharmacy)

(21) Physical Therapy - Service Code 772

(22) Physicians or Surgeons - Service Code 775

(23) Psychiatrist - Service Code 780

(24) Respiratory Therapist – Service Code 793

(25) Speech Pathology - Service Code 707

(c) The maximum rate of reimbursement for the following medical services shall be as specified below:

(1) Behavior Management Assistant - Service Code 615

(A) The usual and customary rate, as defined in Section 57210(a)(19), charged for the behavior management assistant services or, if the vendor does not have an established usual and customary rate, a negotiated rate pursuant to Section 57300(e), not to exceed the rate of reimbursement established for the licensed professional with whom the Behavior Management Assistant is registered.

(2) Behavior Management Consultant - Service Code 620

(A) The maximum rate of reimbursement shall be based on the method of reimbursement established, pursuant to Section 57332, for an individual with the same licensed classification.

(3) In-Home Respite Worker - Service Code 864

(A) Effective July 1, 2000, The maximum rate of reimbursement for

in-home respite workers shall not exceed ~~\$7.79~~ \$8.57 per consumer per hour, including fringe benefits, except:

1. When the family member has more than one consumer residing with them who has been authorized by the regional center to receive in-home respite services, the maximum level of payment shall be determined pursuant to Section 58140 of these regulations.

(4) Licensed Vocational Nurse - Service Code 742

(A) The rate of reimbursement shall be in accordance with the Schedule of Maximum Allowances (SMA) for the Home and Community-Based Services, In-Home Medical Care Waiver Program.

(5) Nurse's Aide or Assistant - Service Code 743

(A) The rate of reimbursement shall be in accordance with the Schedule of Maximum Allowances (SMA) for the Home and Community-Based Services, In-Home Medical Care Waiver Program.

(6) Out-of-Home Respite Services - Service Code 868

(A) Day care homes providing out-of-home respite services shall be reimbursed in accordance with the vendor's usual and customary rate, as defined in Section 57210(a)(19) or, if the vendor does not have an established usual and customary rate, a negotiated rate pursuant to Section 57300(e).

(B) Licensed residential facilities providing out-of-home respite services, for whom the Department of Social Services or the Department of Health Services has established a rate, shall be reimbursed in accordance with the

rate of reimbursement as established by the appropriate Department.

(C) Licensed residential facilities providing out-of-home respite services, for whom the Department of Social Services has not established a rate, shall be reimbursed at 1/21 of the monthly rate established by the regional center for the facility's service level as approved pursuant to Title 17, California Code of Regulations, Section 56005.

(7) Out-of-State Manufacturer or Distributor - Service Code 655

(A) Out-of-State Manufacturers or Distributors supplying products that are reimbursable under the Medi-Cal program shall be reimbursed in accordance with the Schedule of Maximum Allowances (SMA).

(B) Out-of-State Manufacturers or Distributors supplying products that are not reimbursable under the Medi-Cal program shall be reimbursed according to the vendor's usual and customary rate.

(8) Registered Nurse - Service Code 744

(A) The rate of reimbursement shall be in accordance with the Schedule of Maximum Allowances (SMA) for the Home and Community-Based Services, In-Home Medical Care Waiver Program.

(9) Respite Facility - Service Code 869

(A) Vendors classified as a respite facility shall be reimbursed as follows:

1. Either 1/21 of the established monthly rate for the facility's service level as approved pursuant to Title 17, California Code of Regulations, Section 56005; or

2. The agreed-upon level of payment for a service contract negotiated pursuant to Section 57540(b) through (f).

a. Effective July 1, 2000, t The level of payment shall not exceed ~~\$7.79~~ \$8.57 per consumer per hour, including fringe benefits, authorized by the Department for an In-Home Respite Worker, Service Code 864, for the same units of service.

(10) Genetic Counselor - Service Code 800

Genetic counselors to whom the SMA does not apply shall be reimbursed in accordance with the vendor's usual and customary rate, as defined in Section 57210(a)(19) or, if the vendor does not have an established usual and customary rate, a negotiated rate pursuant to Section 57300(e).

(11) Infant Development Specialist - Service Code 810

Infant development specialists to whom the SMA does not apply shall be reimbursed in accordance with the vendor's usual and customary rate, as defined in Section 57210(a)(19) or, if the vendor does not have an established usual and customary rate, a negotiated rate pursuant to Section 57300(e).

Authority: Chapter 722, Statutes of 1992, Section 147; and Sections 4690 ~~and 4791(i)~~, Welfare and Institutions Code.

Reference: Sections 4648(a), and 4690 ~~and 4791~~, Welfare and Institutions Code; Budget Act of 2000-01, Item 4300-101-0001.

and customary rate, a negotiated rate pursuant to Section 57300(e);

(3) Respite Service - Family Member - Service Code 420 - ~~\$7.79~~ \$8.57 per consumer per hour, including fringe benefits, effective March 1, 2001 ~~July 1, 2000~~;

(4) Transportation - Family Member - Service Code 425 - the standard rate schedule developed by the regional center pursuant to Title 17, California Code of Regulations, Section 58543; and

(5) Diaper and Nutritional Supplements - Family Member - Service Code 410 - the usual and customary rate charged by the supplier.

Authority: Chapter 722, Statutes of 1992, Section 147; Sections 4690, 4690.1, and 4690.2 and 4791(i), Welfare and Institutions Code.

Reference: Sections 4690, 4690.1, and 4690.2 ~~and 4791~~, Welfare and Institutions Code; Budget Act of 2000-01, Item 4300-101-0001.